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South San Joaquin Irrigation District

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

In Re:

PG&E CORPORATION

- and -

**PACIFIC GAS AND ELECTRIC
COMPANY,**

Debtors.

Bankruptcy Case
No. 19 - 30088 (DM)

Chapter 11

Lead Case

Jointly Administered

**SOUTH SAN JOAQUIN IRRIGATION
DISTRICT'S RESPONSE TO
REORGANIZED DEBTORS'
SEVENTEENTH OMNIBUS OBJECTION
TO CLAIMS (SATISFIED CLAIMS) AS IT
APPLIES TO CLAIM OF "TRI-DAM
PROJECT"**

[Relates to Dkt. No. 9078]

- ☐ Affects PG&E Corporation
- ☐ Affects Pacific Gas and Electric Company
- ☒ Affects both Debtors

**All papers shall be filed in the Lead Case,
No. 19-30088 (DM).*

Date: October 28, 2020
Time: 10:00 a.m. (Pacific Time)
Place: United States Bankruptcy Court
450 Golden Gate Ave., 16th Flr, Crt. 17
San Francisco, CA
Judge: Hon. Dennis Montali

1 **TO THE HONORABLE DENNIS MONTALI, UNITED STATES BANKRUPTCY**
2 **JUDGE, AND ALL PARTIES IN INTEREST:**

3 South San Joaquin Irrigation District (the “**District**”) files this response to the
4 Reorganized Debtors’ Seventeenth Omnibus Objection to Claims (Satisfied Claims) Dkt. No.
5 9078] (“**17th Omnibus**”) filed by PG&E Corporation (“**PG&E Corp.**”) and Pacific Gas and
6 Electric Company (the “**Utility**”), as debtors and reorganized debtors (collectively, the
7 “**Debtors**” or the “**Reorganized Debtors**”) as it applies to claim of Tri-Dam Project (defined
8 below) and respectfully submits as follows:

9 1. The District agrees with the Reorganized Debtors that the scheduled claim of the
10 Tri-Dam Project in the amount of \$351,252.15 that is subject to the 17th Omnibus has been
11 satisfied. However, (a) this scheduled claim appears to comprise a portion of the annual
12 payment due under a contract¹ described by the parties as a “headwater benefit payment,” which
13 was actually in the total amount of \$356,591.66 exclusive of interest, and (b) otherwise, the 17th
14 Omnibus does not and should not affect the proofs of claim filed by the District or the objections
15 related to assumption of the executory contracts asserted in the objection thereto filed by the
16 District.

17 2. The 17th Omnibus objects to an unsecured claim in the amount of \$351,252.15 of
18 Tri-Dam Project identified as number 92185103 that was scheduled on March 14, 2019. The
19 basis stated for the Objection is that the amount listed was paid during the pendency of the
20 Chapter 11 cases.² The Debtors filed schedules (Dkt. No. 906) on that date with a scheduled
21 claim in the amount of \$351,252 for Tri-Dam Project (the “**Scheduled Tri-Dam Claim**”).³

22 3. The District is a party to a partnership known as the Tri-Dam Power Authority,⁴
23 which developed, operates and maintains the Tri-Dam Project (collectively, “**Tri-Dam**”). The
24

25 ¹ The contract is the Coordinated Operations Agreement among the Utility and Oakdale
26 Irrigation District, South San Joaquin Irrigation District, And Tri-Dam Power Authority.

27 ² The objection to the Tri-Dam Project scheduled claim is on Page 18 of the Exhibit attached to
the 17th Omnibus.

28 ³ The Scheduled Tri-Dam Claim is on page 340 of Docket No. 906-4.

⁴ Oakdale Irrigation District is also a party.

1 District has asserted claims and objections on behalf of itself and Tri-Dam in this case, and the
2 District is filing this response on behalf of itself and Tri-Dam.

3 4. The District filed a proof of claim (Claim No. 70439) and an amendment thereof
4 (Claim No. 98548) (together, the “**Proofs of Claim**”) in the Pacific Gas and Electric Company
5 chapter 11 case asserting, among other things, its and Tri-Dam’s claims and rights to
6 indemnification, contribution, and other matters under executory contracts or otherwise with the
7 Utility separate and apart from the Tri Dam Scheduled Claim that are not resolved by payment of
8 the Scheduled Tri-Dam Claim.

9 5. The District also filed South San Joaquin Irrigation District’s (A) Objection to
10 Debtors’ and Shareholder Proponents’ Joint Chapter 11 Plan of Reorganization Dated March 16,
11 2020 as Amended [Docket No. 6320] and (B) Objection to Cure Amounts and Other Matters
12 Pertaining to Assumption Pursuant to Section 365(B)(1) of the Bankruptcy Code [Dkt No. 7037]
13 SSJID’s objection [Dkt No. 7265] (“**SSJID Objection**”) asserting, among other things,
14 objections related to Tri-Dam’s claims and rights to indemnification, contribution, and other
15 matters under executory contracts or otherwise.

16 6. In light of the foregoing, the District has no objection to the Scheduled Tri-Dam
17 Claim being disallowed and expunged, and otherwise the District reserves all of its rights with
18 respect to the claims, rights, and other matters asserted in the Proofs of Claim and the SSJID
19 Objection.

20 DATED: October 14, 2020

STRADLING YOCCA CARLSON &
RAUTH A PROFESSIONAL
CORPORATION

21
22 By: /s/ Paul R. Glassman
Paul R. Glassman
23 Attorneys for Creditor and Party-in-Interest
24 South San Joaquin Irrigation District
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CERTIFICATE OF SERVICE

I hereby certify that the attached document was properly filed on October 14, 2020 with the ECF/CM system of the United States Bankruptcy Court for the Northern District of California and that a Notification of Electronic Filing of this document was sent via the ECF/CM noticing system to all ECF Registered Participants in this case.

Dated: October 14, 2020

/s/ Paul R. Glassman
Paul R. Glassman